



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

MAR 25 2003

PROMPT REPLY NECESSARY
CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Daniel L. Vornberg
Vice President
Environmental Affairs
The Doe Run Company
1801 Park 270 Drive
Suite 300
St. Louis, Mo 63146



Dear Mr. Vornberg:

Re: Request for Information Pursuant to Section 104 of CERCLA

The Environmental Protection Agency, Region VII (EPA) seeks information regarding several Superfund sites in Missouri at which Doe Run has been identified as a potentially responsible party. This Information Request is issued pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §9604(e). EPA requests that you provide the following information:

1. Provide all documents related to in-vivo bioavailability analysis of lead ore, lead concentrate, mill tailings, or other lead bearing material from or related to lead mining, milling and smelting operations in Missouri of the Doe Run Company or any of its corporate predecessors. Also provide all documents related to in-vivo bioavailability analysis of any soils or dusts from any Superfund Site in Missouri at which EPA has identified Doe Run as a PRP. This does not include any information already provided to EPA by Doe Run in response to the previous Section 104e Information Request dated July 12, 2002.
2. Provide all documents related to speciation analysis of lead ore, lead concentrate, mill tailings, or other lead bearing material from or related to lead mining, milling and smelting operations in Missouri of Doe Run Company or any of its corporate predecessors. Also provide all documents related to speciation analysis of any soils or dusts from any Superfund Site in Missouri at which EPA has identified Doe Run as a PRP. This does not include any information already provided to EPA by Doe Run in response to the previous Section 104e Information Request dated July 12, 2002.

The term "documents" in the above requests includes, but is not limited to, documents pertaining to sampling protocol, location of sampling, field sheets, QA/QC information, raw analytical results, evaluation and reporting of analytical results, and correspondence to and from persons who may have or had an arrangement with Respondent to perform speciation or bioavailability sampling and analysis.

Compliance with this enclosed Information Request is mandatory. The information you provide may be used by EPA in administrative, civil, or criminal proceedings. Failure to respond completely and truthfully to this document within twenty (20) calendar days of receipt of this letter could result in an enforcement action by the EPA pursuant to Section 104(e) of CERCLA, 42 U.S.C. § 9604(e). Under CERCLA, EPA could seek penalties of up to twenty-seven thousand five hundred dollars (\$27,500) for each day of continued noncompliance. The provision of any false, fictitious, or fraudulent statement or representation may subject Doe Run to criminal penalties.

In accordance with the provisions of 40 C.F.R. § 2.203(b), Doe Run may assert a business confidentiality claim covering any part of the information set forth in its response. Information subject to a claim of business confidentiality will be made available to the public only in accordance with the provisions of 40 C.F.R. Part 2, Subpart B. If Doe Run does not assert a claim of business confidentiality at the time of submission of its response, such information may be made available to the public without further notice. Please be aware that you may not withhold information upon the basis that it is confidential.

If you make a claim of confidentiality for any of the information you submit to EPA, you must prove that claim. For each document or response you claim confidential, you must separately address the following points:

1. the portions of the information alleged to be entitled to confidential treatment;
2. the period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event, or permanently);
3. measures taken by you to guard against the undesired disclosure of the information to others;
4. the extent to which the information has been disclosed to others, and the precautions taken in connection therewith;
5. pertinent confidentiality determinations, if any, by EPA or other federal agencies, and a copy of any such determinations or reference to them, if available; and
6. whether you assert that disclosure of the information would likely result in substantial harmful effects on your business' competitive position, and if so, what those harmful effects would be, why they should be viewed as substantial, and an explanation of the causal relationship between disclosure and such harmful effects.

To make a confidentiality claim, please stamp, or type, "confidential" on all confidential responses and any related confidential documents. Confidential portions of otherwise nonconfidential documents should be clearly identified. You should indicate a date, if any, after which the information need no longer be treated as confidential. Please submit your response so that all non-confidential information, including any redacted versions of documents are in one envelope and all materials for which you desire confidential treatment are in another envelope.

All confidentiality claims are subject to EPA verification. It is important that you satisfactorily show that you have taken reasonable measures to protect the confidentiality of the information and that you intend to continue to do so, and that it is not and has not been obtainable by legitimate means without your consent. Information covered by such claim will be disclosed by EPA only to the extent permitted by CERCLA Section 104(e). If no such claim accompanies the information when it is received by EPA, then it may be made available to the public by EPA without further notice to you.

Information which you submit in response to this Information Request may be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. 2.310(h), even if you assert that all or part of it is confidential business information. Please be advised that EPA intends to disclose all responses to this Information Request to one or more of its private contractors for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request.

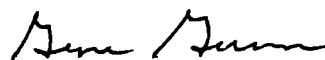
This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

Your response to this Information Request should be mailed within twenty days to:

U.S. Environmental Protection Agency
Bruce Morrison, Remedial Project Manager
EPA Region 7
901 North 5th Street
Kansas City, KS 66101

If you have any questions relating to the Information Request, please contact David Cozad, of the Office of Regional Counsel, at (913) 551-7587. We appreciate and look forward to your prompt response to this information request.

Sincerely,



Gene Gunn
Chief
Federal Facilities/Special Emphasis